

2 **HB 2500** - S COMM AMD
3 By Committee on Law & Justice

4 ADOPTED 3/5/98

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 10.89.010 and 1943 c 261 s 1 are each amended to read
8 as follows:

9 Any member of a duly organized state, county or municipal peace
10 unit of another state of the United States who enters this state in
11 fresh pursuit, and continues within this state in such fresh pursuit,
12 of a person in order to arrest (~~him~~) the person on the ground that he
13 or she is believed to have committed a felony in such other state(~~(7)~~)
14 or a violation of the laws of such other state relating to driving
15 while intoxicated, driving under the influence of drugs or alcohol,
16 driving while impaired, or reckless driving shall have the same
17 authority to arrest and hold such person in custody as has any member
18 of any duly organized state, county or municipal peace unit of this
19 state, to arrest and hold in custody a person on the ground that he or
20 she is believed to have committed a felony or a violation of the laws
21 of such other state relating to driving while intoxicated, driving
22 under the influence of drugs or alcohol, driving while impaired, or
23 reckless driving in this state.

24 **Sec. 2.** RCW 10.89.050 and 1943 c 261 s 5 are each amended to read
25 as follows:

26 The term "fresh pursuit" as used in this chapter, shall include
27 fresh pursuit as defined by the common law, and also the pursuit of a
28 person who has committed a felony or who reasonably is suspected of
29 having committed a felony or a violation of such other state relating
30 to driving while intoxicated, driving under the influence of drugs or
31 alcohol, driving while impaired, or reckless driving. It shall also
32 include the pursuit of a person suspected of having committed a
33 supposed felony, or a supposed violation of the laws relating to
34 driving while intoxicated, driving under the influence of drugs or
35 alcohol, driving while impaired, or reckless driving, though no felony

1 or violation of the laws relating to driving while intoxicated, driving
2 under the influence of drugs or alcohol, driving while impaired, or
3 reckless driving actually has been committed, if there is reasonable
4 ground for believing that a felony or a violation of the laws relating
5 to driving while intoxicated, driving under the influence of drugs or
6 alcohol, driving while impaired, or reckless driving has been
7 committed. Fresh pursuit as used herein shall not necessarily imply
8 instant pursuit, but pursuit without unreasonable delay."

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12 On page 1, line 1 of the title, after "pursuit;" strike the
13 remainder of the title and insert "and amending RCW 10.89.010 and
14 10.89.050."

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